

State of Connecticut
Department of Administrative Service
State Marshal Commission
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W. Martyn Philpot, Jr., Esq.
Chairperson

Douglas Rinaldi
Administrative Manager

Minutes
STATE MARSHAL COMMISSION MEETING
January 22, 2015

Members present: W. Martyn Philpot, Jr., Esq, Hon. Elizabeth Bozzuto, Joel I. Rudikoff, Esq., Mildred Torres-Ferguson, Vincent Mauro, Jr. Also present were Ex-Officios Marshal Lisa Stevenson and Thomas Burke (non-voting members), Administrative Manager Douglas Rinaldi, Melody Currey, Commissioner of the Department of Administrative Services, Staff Attorney Jennifer Y. Montgomery, Robert Giuditta, State Marshal Mark Pesiri (not voting). Vice Chairperson Michael Cronin, Esq., Sarah Fryxell, Esq., and Robert P. LaTorraca were not present.

W. Martyn Philpot, Jr., Esq. called the meeting to order at 4:45 p.m.

First Business:

1. Minutes

The Commission voted to adopt the minutes from the November 20, 2014 meeting, by a vote of 5-0, after a motion by Mildred Torres-Ferguson seconded by Vincent Mauro, Jr. The Commission voted to adopt the minutes from the December 18, 2014 meeting, by a vote of 5-0, after a motion by Mildred Torres-Ferguson seconded by Vincent Mauro, Jr.

Old Business:

2. State Marshal Appointment Process – discussion of State Marshal
Advisory Board recommendations regarding vacancies per county

Administrative Manager Douglas Rinaldi led the discussion. He presented the recommended numbers from the State Marshal Advisory Board and advised that the Commission staff is recommending some additional vacancies in light of three state marshal deaths and a few marshals who have elected to retire. He recommended the following additional vacancies:

Middlesex – 3
New London – 2
New Haven - 1
Windham – 1

Vincent Mauro, Jr. recommended that there be additional vacancies in the population centers. He noted that the Commission did not have to hire to fill each vacancy but that they would get a bigger pool of qualified marshals to interview if there were more vacancies.

Lisa Stevenson mentioned that there is not enough marshal work in Hartford and some marshals have taken other jobs.

Mr. Rinaldi mentioned the new civil protection orders that may necessitate more marshals in the next 1-2 years. He also mentioned that older marshals may not retire due to the unavailability of health insurance.

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W. Martyn Philpot, Jr., Esq agreed with Commissioner Mauro that they should not overly restrict numbers.

Thomas Burke mentioned that the legislative cap needs to be addressed as it sends the message that the counties are understaffed.

The Commission voted to adopt the following number of state marshal vacancies per county by a vote of 5-0, after a motion by Vincent Mauro, Jr. seconded by Joel I. Rudikoff, Esq:

Hartford – 5
New Haven – 6
Fairfield – 5
New London – 4
Tolland – 2
Litchfield – 2
Windham – 2
Middlesex – 4

New Business:

3. Suspension Policy

Administrative Manager Douglas Rinaldi led the discussion. He explained that the Commission staff recommends revising the suspension policy to mandate that any state marshal who has been suspended for greater than 7 days must surrender his or her badge and state marshal ID to the Commission office during the pendency of his or her suspension. The Commission voted to adopt the new policy by a vote of 5-0, after a motion by Vincent Mauro, Jr. seconded by Joel I. Rudikoff, Esq.

4. Proposed Decisions

File No. 14-44 In re Pesiri

State Marshal Mark Pesiri made a brief presentation regarding the proposed decision up for vote by the Commission. He explained that a 90 day suspension would present a significant financial hardship due to his need to pay his children's college tuition. Thomas Burke mentioned that he felt Marshal Pesiri had learned his lesson. Vincent Mauro, Jr. stated that he was on the oversight committee in this matter and would agree to a reduction in the penalty. The Commission after a motion by Vincent Mauro, Jr. seconded by Joel I. Rudikoff, Esq., voted 5-0 to adopt the proposed decision in the matter of File No. 14-44 In re Pesiri reducing the suspension from 90 to 60 days and accepting the further sanctions that the Respondent resign from the Capias Unit and sell his vehicles outfitted with emergency lights.

(Deliberations proposed for executive session pursuant to Section 1-225 of the Connecticut General Statutes to discuss personnel issues)

The Commission after a motion by Joel Rudicoff, Esq. seconded by Mildred Torres-Ferguson. voted 5-0 to enter executive session. The individuals present included those listed above with the exception of Marshal Mark Pesiri who was not present.

The Commission after a motion by Vincent Mauro, Jr. seconded by Joel Rudicoff, Esq., voted 5-0 to return to the public record. No votes were taken in executive session.

5. Complaints

The Commission after a motion by Vincent Mauro, Jr. seconded by Mildred Torres-Ferguson, voted 5-0 to dismiss the following files:

File No.	Name
13-70	Campbell/Mazzucco
14-04	Ormond/Vendetto
14-67	In re Stearns

The Commission after a motion by Mildred Torres-Ferguson seconded by Joel I. Rudikoff, Esq., voted 5-0 to find probable cause in the following files:

14-03	Nield/Parrillo
14-05	Sanchez/Fry

The Commission after a motion by Joel I. Rudikoff, Esq., seconded by Vincent Mauro, Jr., voted 5-0 to table the following files:

14-61	Patel/Cappiello, Jr
14-64	Lugo/Cappiello, Jr.

6. Voluntary Inactive Status

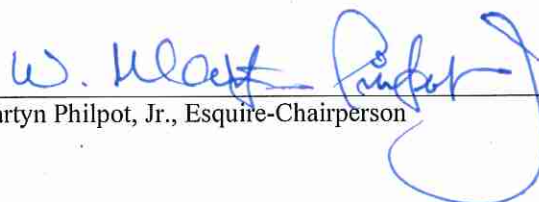
The Commission after a motion by Vincent Mauro, Jr. seconded by Mildred Torres-Ferguson, voted 5-0 to accept the following request to go on inactive status for a one year term due to medical reasons:

Name	Effective Date
Joseph Klett	January 22, 2015

The Commission voted 5-0 after a motion by Vincent Mauro, Jr. seconded by Joel I. Rudikoff, Esq., to add an item to the agenda to acknowledge the exemplary service of Douglas Rinaldi and his resignation from the Commission staff. Chairperson Philpot thanked Mr. Rinaldi for his exemplary, phenomenal job working for the Commission. Commissioner Mauro also thanked Mr. Rinaldi for his service.

The Commission after a motion by Vincent Mauro, Jr. seconded by Joel I. Rudikoff, Esq. voted 5-0 to adjourn the meeting at 5:29 p.m.

Minutes were approved by the Commission on March 16, 2015.


 W. Martyn Philpot, Jr., Esquire-Chairperson